

# House Study Bill 230 - Introduced

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE  
ON COMMERCE BILL BY  
CHAIRPERSON COWNIE)

## A BILL FOR

- 1 An Act providing for a dramshop liability study.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. DRAMSHOP LIABILITY STUDY.

2     1. The alcoholic beverages division of the department of  
3 commerce, in collaboration with the office of the attorney  
4 general and the insurance division of the department of  
5 commerce, shall conduct a study concerning alternatives to  
6 the current dramshop liability system that provides for the  
7 awarding of damages to persons injured by an intoxicated person  
8 as provided in section 123.92 and requires liquor control  
9 licensees and beer permittees to maintain liability insurance.  
10 The division, in conducting the study, shall also consult with  
11 interested stakeholders, including liquor control licensees and  
12 beer permittees.

2. In conducting the study, the division shall assess the feasibility of establishing a state system of compensating victims of intoxicated persons, including establishing a state fund to compensate victims, determining possible options for raising sufficient revenues for the fund, and determining whether an existing or new state entity should be responsible for administering the fund, to include the manner of determining claims. The study shall examine the costs and possible efficiencies of establishing a state-based system and provide a comparison of costs to the existing dramshop liability system.

24 3. The division shall submit a report, including its  
25 findings and recommendations, to the general assembly by  
26 January 15, 2016.

27 EXPLANATION

28 The inclusion of this explanation does not constitute agreement with  
29 the explanation's substance by the members of the general assembly.

30 This bill requires the alcoholic beverages division of the  
31 department of commerce, in collaboration with the office of the  
32 attorney general and the insurance division of the department  
33 of commerce, to conduct a study concerning alternatives to  
34 the current dramshop liability system. The bill directs the  
35 division to assess the feasibility of establishing a state

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1 system of compensating victims of intoxicated persons. The  
2 division shall submit a report, including its findings and  
3 recommendations, to the general assembly by January 15, 2016.